Doc code: IDS Do description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (01-10)

Approved for use through 07/31/2012. OMB 0651-0031

Mattion Disclosure Statement (IDS) Filed

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

					Applic	Application Number 10562330							
				Filing	Filing Date			2005-12-23					
INFORMATION DISCLOSURE					First N	First Named Inventor Andre			eas Schilling				
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)					Art Ur	Art Unit		2872					
( Not for submission under 37 CFR 1.99)					Exam	Examiner Name Joshua L. Pritchett							
						Attorney Docket Number			1093-145 PCT/US	S/RCE			
U.S.PATENTS Remov									Remove				
l Patent Nillmar IX		Kind Code <sup>1</sup>	Issue D	)ate	of cited Document		Relev	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear					
	1												
If you wisl	h to ad	d additiona	al U.S. Patei	nt citatio	n inform	ation pl	ease click	the A	dd button.		Add		
				U.S.P.	ATENT	TENT APPLICATION PUBLICATIONS Remove							
Examiner Initial*		lo Public Numbe		Kind Code <sup>1</sup>			Name of Patentee or Applicant of otted Document		Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear				
	1												
If you wish	h to ad	d additiona	al U.S. Publi	shed Ap	plication	citation	n informati	on ple	east click the Add	butto	n. Add		
					FOREIG	3N PAT	ENT DOC	UME	NTS		Remove		
Examiner Initial*		Foreign D Number³	ocument	Country Code <sup>2</sup>		Kind Code <sup>4</sup>	Publication Date	'''   <i>i</i>	Name of Patentee Applicant of cited Document	or	Pages,Colur where Relev Passages or Figures App	⁄ant Relevant	T5
	1 2003			JP			2003-03-1	2	akayama Yoshinori				
2 00-067608			JP			1994-03-1	1	Yoshitake Naoko	oshitake Naoko				
												The state of the s	

1990-04-11

Baltes Heinrich

02-051315

JР

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)

Application Number		10562330	
Filing Date		2005-12-23	
First Named Inventor	Andre	as Schilling	
Art Unit		2872	
Examiner Name	Joshu	a L. Pritchett	
Attorney Docket Numb	er	1093-145 PCT/US/RCE	

If you wish to add additional Foreign Patent Document citation information please click the Add button									
NON-PATENT LITERATURE DOCUMENTS Remove									
Examiner Initials*	caminer No Cite No Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.							<b>T</b> 5	
	1	Japan	Japanese Office Action from Application No. 2006-515945, dated December 15, 2009.						
If you wish to add additional non-patent literature document citation information please click the Add button Add									
EXAMINER SIGNATURE									
Examiner Signature /Joshua Pritchett/ Date Considered 02/08/2010									
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.									
<sup>1</sup> See Kind Codes of USPTO Patent Documents at <u>www.USPTO.GOV</u> or MPER 301.04. <sup>2</sup> Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>3</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>4</sup> Kind of document by the appropriate symbols as indicated on the document under NIPO Standard ST.16 if possible. <sup>5</sup> Applicant is to place a check mark here if English language translation is attached.									

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

( Not for submission under 37 CFR 1.99)

Application Number		10562330	
Filing Date		2005-12-23	
First Named Inventor	Andre	as Schilling	
Art Unit		2872	
Examiner Name Joshu		a L. Pritchett	
Attorney Docket Numb	er	1093-145 PCT/US/RCE	

#### **CERTIFICATION STATEMENT**

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three more prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

See attached certification statement.

Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

None

#### **SIGNATURE**

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/tony a. gayoso/	Date (YYYY-	MM-DD)	2010-02-04
Name/Print	Tony A. Gayoso	Registration	Number	37331

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.** 

### **Privacy Act Statement**

The Privacy of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

- 1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.
- 2. A record from this system of records may be disclosed, as a routine use in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
- 3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
- 4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, virsuant to 5 U.S.C. 552a(m).
- 5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
- 6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- 8. A record from his system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 15. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is reference, by either a published application, an application open to public inspections or an issued patent.
- 9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law inforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.